

Hamilton County Commissioner's Court

Regular Session

Tuesday, November 14, 2017

9:00 A.M.



Hamilton County Commissioner's Court met in regular session on Tuesday, November 14, 2017 at 9:00 A.M. with the following members present: County Judge Mark Tynes, Commissioners Johnny Wagner, Keith Allen Curry, Lloyd Huggins and Dickie Clary.

Tynes called the meeting to order and a quorum was established.

Huggins led the invocation and Tynes followed with the pledges.

There were no public comments.

The public hearing was opened on agenda item number 6 regarding the alteration of the speed limit on CR 132.

Richard Layne stood stating that he went and drove CR132 and he complimented Huggins and the good job that his crew has done with maintaining that road. He sees no hazard or no reason to post a speed limit sign on this county road. He said that there are four families that live on this road which is about 1 3/8 of a mile long. It's not their road. It belongs to the county. He told the court that if they put a speed limit sign on this road that they would be opening a door up for endless request for land owners to asked for speed limit signs to be posted on the dirt road that they live on. He said that the county road itself should control its own speed limit and that he sees no reason for the court to go there.

Huggins stated that he did understand all the points that Richard Layne had stated. He also said that he has never really had this request before, but he had request from each family that lived on that county road and felt that he needed to change the speed limit for them.

There was some discussion from the court on this issue regarding request from other land owners and to how many doors that might open, considering putting warning signs up on parts of a road that where there were concerning spots, and issues with putting speed limit signs up on longer roads.

A motion was made by Huggins and seconded by Tynes to approve the resolution altering the speed limit on CR132 from the state speed limit of 60 mph to 30 mph. The motion carried unanimously. (Recorded in Commissioner's Court Papers Book 58 Page 824)

There were no budget amendments submitted.

There weren't any line item transfers submitted.

A motion was made by Clary and seconded by Huggins to approve the following consent agenda:

- A. Minutes of the 11-7-17 Commissioner's Court meeting
- B. Approve departmental reports (Recorded in Commissioner's Court Papers Book 58 Page 826)
- C. Approve bills submitted for payment – regular bills in the amount of \$30,930.00 (Recorded in Commissioner's Court Papers Book 58 Page 832)– payroll in the amount of \$674.42 (Recorded in Commissioner's Court Papers Book 58 Page 844) – accounts payable payroll in the amount of \$584.79 (Recorded in Commissioner's Court Papers Book 58 Page 845)
- D. Approve monthly Treasurer's Report – not submitted

The motion carried unanimously.

Hamilton County Auditor Kent Reeves gave his report. (Recorded in Commissioner's Court Papers Book 58 Page 846)

There were no certificates of continuing education submitted.

A motion was made by Wagner and seconded by Curry to ratify the building use request from Rev. Paul Craner with Victory Christian Fellowship to use the southwest corner of the parking lot on 11-11-2017 from 9:00 A.M. to 5:00 P.M. The motion carried unanimously. (Recorded in Commissioner's Court Papers Book 58 Page 849)

A motion was made by Huggins and seconded by Clary to approve the building and use request for the southwest corner of the courthouse lawn to place a Nativity Scene from 11-28-2017 through 12-30-2017. The motion carried unanimously. (Recorded in Commissioner's Court Papers Book 58 Page 850)

No action was taken on the Hamilton County burn ban.

There was some discussion on agenda item #15 about retaining counsel to investigate and pursue claims for reimbursement of cost and expenses from the wrongful opioid distribution from the pharmaceutical manufacturers. Tynes said that from what he understood that this was a class action suit kind of like the tobacco settlement. That if the county does not include ourselves we get nothing, and if we include our self we may get something. This is of no cost to the county, and it is a law suit against the manufacturers. The counsel that would be representing the county would be Haley & Olson, P.C. He said that he had spoken to a few people on this topic and that he would put it on the agenda to see if the court had any interest in pursuing this.

Huggins stated that in his opinion the country is in the turmoil it is in now because of the frivolous lawsuits going on and that he had no interest in Hamilton County becoming a part of it.

Clary stated that he agreed with Huggins on this subject.

Tynes said that Herbert Bristow, "one of the attorneys representing this case" offered to come in and talk to the court if they were interested in pursuing this. He asked the court to look a little more into it and let him know if they would like to hear from Mr. Bristow.

County Clerk Kiesha Fisher Bagwell presented to the court the precinct returns and reports to allow for them to canvass the results of the November 7, 2017 General Election.

Upon the court's review of the election results a motion was made by Wagner and seconded by Huggins to approve the canvass of the November 7, 2017 General Election. The motion carried unanimously. (Recorded in Commissioner's Court Papers Book 58 Page 851)

There were no future agenda items.

Tynes adjourned the court at 9:46 A.M.

W. Mark Tynes
County Judge

Kiesha F. Bagwell
County Clerk